

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

APR 30 2001

OFFICE OF
MANAGING DIRECTOR

Guy A. Longobardo
General Counsel
AMNEX, Inc.
145 Huguenot Street
Suite 401
New Rochelle, NY 10801

86-285

Re: Petition for Waiver of
Regulatory Fees for FY 1999
Fee Control No. 00000RROG-00-015
FCC Bill Number: 2000-9-2474

Dear Mr. Longobardo:

This letter is in response to your request for waiver of \$6,963.00 in regulatory fees for Fiscal Year 1999 and the associated penalty of \$1,740.76 for nonpayment, submitted on behalf of Capital Network System, Inc.

You state that Capital Network System ceased operations in June 1999 after its parent corporation, AMNEX, Inc., filed a voluntary petition for relief under chapter 11 of the United States Bankruptcy Code on May 5, 1999. You attach a copy of a Notice of Bankruptcy Case Filing reflecting a bankruptcy proceeding involving American Network Exchange, Inc., d/b/a AMNEX, Inc.

Section 1.1166 of the Commission's Rules, 47 C.F.R. § 1.1166, provides that regulatory fees may be waived upon a showing of good cause and a finding that the public interest will be served thereby. Evidence of bankruptcy or receivership can be sufficient to establish financial hardship warranting such relief. See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995) (evidence of bankruptcy or receivership sufficient to establish financial hardship for purposes of waiver of regulatory fees). However, you have made no showing that Capital Network System is incorporated in, or is otherwise a relevant party to, the bankruptcy proceeding involving American Network Exchange, Inc., d/b/a AMNEX, Inc., or that Capital Network System is a wholly owned subsidiary of the named debtors in the bankruptcy proceeding.

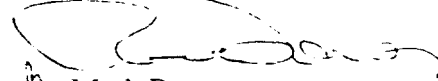
In the absence of such documentation, you have failed to establish that your request for waiver of the FY 1999 regulatory fees of \$6,963.00 and the associated penalty in the amount of \$1,740.76 is warranted. Therefore, your request is dismissed. Payment of the 1999 regulatory fee and penalty in the total amount of \$8,703.76 is now due. This payment should be submitted together with a Form 159 (copy enclosed) within 30 days from the date of this letter. In view of your allegations, however, in lieu of payment, Capital Network System's request may be refiled together with appropriate supporting documentation within 30 days from the date of this letter.

Guy A. Longobardo

2

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Reger', with a stylized flourish at the end.

Mark Reger
Chief Financial Officer



FCC/MELLS

FEB 07 2001

February 5, 2001

Federal Communications Commission
Credit and Debt Management Group
P.O. Box 358835
Pittsburgh, PA 15251-5835

**RE: Capital Network System, Inc.
Bill Number: 2000-9-2474**

Dear Sir/Madam:

I refer to my letter dated November 16, 2000 (enclosed for your reference). Please be advised that Capital Network System, Inc. ceased operations in June 1999, after its parent corporation AMNEX, Inc. filed a voluntary petition for relief under chapter 11 of the United States Bankruptcy Code on May 5, 1999. For your information AMNEX, Inc.'s chapter 11 case is pending in the United States Bankruptcy Court for the Southern District of New York. The case number is 99-43019.

Yours Sincerely,

Guy A. Longobardo
Guy A. Longobardo
General Counsel

RECEIVED
FEB 07 2001

CAPITAL NETWORK SYSTEM, INC.

November 17, 2000

Federal Communications Commission
Credit and Debt Management Group
P.O. Box 358835
Pittsburgh, PA 15251-5835

RE: Capital Network System, Inc.
Bill #: 2000-9-2474

Dear Sir or Madam:

Please be advised that Capital Network System, Inc. ceased operations in June 1999, after its parent corporation AMNEX, Inc. filed a voluntary petition for relief under chapter 11 of the United States Bankruptcy Code on May 5, 1999.

Yours sincerely,

Guy A. Longobardo
Guy A. Longobardo
General Counsel

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION

IN RE:

CASE NO. 00-02630-5-ATS

ACCESS POINT, INC.
(Tax I.D. # 56-1978988)

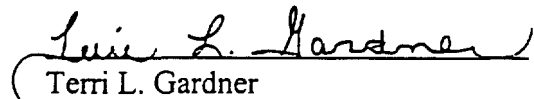
DEBTOR

CHAPTER 11

**NOTICE OF ORDER ALLOWING MOTION
TO REDUCE MAILING MATRIX PURSUANT TO RULE 2002**

NOTICE IS HEREBY GIVEN of the Order Allowing Motion to Reduce Mailing Matrix Pursuant to Rule 2002 entered on January 31, 2001 requiring any creditor wishing to be included on the reduced mailing matrix of the Debtor to submit that request in writing to the Clerk's Office at the following address: Clerk, United States Bankruptcy Court, Eastern District of North Carolina, P. O. Drawer 1441, Raleigh, North Carolina 27602 and to Terri L. Gardner, counsel for the Debtor, at P. O. Drawer 1389, Raleigh, North Carolina 27602 within fifteen (15) days from the date of this notice.

Dated: 2/5/01


Terri L. Gardner
SMITH DEBNAM NARRON
WYCHE STORY & MYERS, L.L.P.
State Bar No. 9809
P. O. Drawer 1389
Raleigh, North Carolina 27602
(919) 212-4108

**United States Bankruptcy Court
Southern District of New York**

Notice of Bankruptcy Case Filing

A bankruptcy case concerning the debtor(s) listed below was filed under Chapter 11 of the United States Bankruptcy Code on 05/05/1999 at 2:53 PM.

American Network Exchange, Inc.

145 Huguenot Street
Suite 401
New Rochelle, NY 10801
Tax id: 06-1303396
dba

AMNEX, Inc.

145 Huguenot Street
New Rochelle, NY 10801
Tax id: 11-2790221

The case was filed by the debtor's attorney:

Kirk L. Brett

Rosenman & Colin, LLP
575 Madison Avenue
New York, NY 10022
(212) 940-8547

The case was assigned case number 99-43020 to Judge Arthur J. Gonzalez.

The filing of a bankruptcy case automatically stays certain actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.

If you would like to view the bankruptcy petition and other documents filed by the debtor, they are available at our *Internet* home page <http://ecf.nysb.uscourts.gov/index.html> or at the Clerk's Office in Manhattan, White Plains or Poughkeepsie.

You may be a creditor of the debtor. If so, you will receive an additional notice from the court setting forth important deadlines.

**Kathleen Farrell
Clerk, U.S.
Bankruptcy Court**